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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re application of:

KIMURA, et al.

Customer No.: 21,302

Serial No.:

10/624,854

Group Art Unit: 2834

Filed:

July 22, 2003

Examiner: TAMAI, KARL I

For:

**ELECTRIC MOTOR AND** 

ELECTRIC TYPE COMPRESSOR

Confirmation No.: 6549

## Certificate of Mailing

I hereby certify that this paper is being sent Via First Class Mail to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

On October 3, 2006

Nushaba T. Cary

## **INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(e)(1)**

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.56 and 1.97(e), Applicant brings to the Attention of the Examiner the documents listed on the attached Substitute Form PTO 1449. No fee is believed to be due in connection with this submission. However, if any fee is due, the Commissioner is authorized to charge Deposit Account No. 50-0462. Moreover, please credit any overpayment to Deposit Account No. 50-0462.

## Certification Under 37 CFR 1.97(e)(1)

The references cited in this Information Disclosure Statement were first cited in a communication from a foreign patent office dated July 31, 2006 in a counterpart foreign patent application, namely the European Patent Office. As a result, no fee is due.

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached PTO-1449 form. Applicant would like to point out that U.S. Patent No. 5,218,252 (Iseman et al.) is cited on the European Search Report but not included in this Information Disclosure Statement. This document was previously cited by the Examiner in the Notice of References Cited (PTO-892) attachment to the Office Action dated December 27, 2005.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the applicant and Applicant determined that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Patent Office the relevant facts and law regarding the appropriate status of such documents. Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents are applied against the claims of the present application.

Respectfully submitted,

Date:

October 3, 2006

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Form PTO-A820 (also form PTO-1449)